

FILED  
MARIE HIRST COURT CLERK  
CANADIAN COUNTY, OKLAHOMA

AUG 13 2018



IN THE DISTRICT COURT OF CANADIAN COUNTY  
STATE OF OKLAHOMA

BY [Signature]  
DEPUTY

1.) JOHN CALVIN BEASLEY

Plaintiff,

v.

Case No.

CJ 2018 466

1.) SWIFT TRANSPORTATION CO. OF  
ARIZONA, INC.

2.) IBRAHIM MAMO,

3.) MOHAVE TRANSPORTATION  
INSURANCE COMPANY,

Defendants.

CASE ASSIGNED TO:

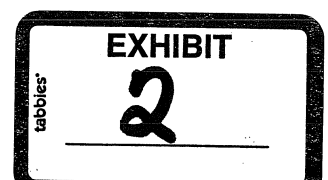
PETITIONJUDGE: PAUL HESSE

Plaintiff, John Calvin Beasley, and for his causes of action against the Defendants, Swift Transportation Co. of Arizona, Inc., Ibrahim Mamo, and Mohave Transportation Insurance Company, hereby alleges and states as follows:

1. Plaintiff is a resident of Canadian County, State of Oklahoma.
2. Defendant, Swift Transportation Co. of Arizona, Inc. [hereinafter "Swift"], is a foreign corporation, that regularly conducts business in the State of Oklahoma.
3. Defendant, Ibrahim Mamo, is a resident of that State of Kentucky.
4. Defendant, Mohave Transportation Insurance Company, is a foreign corporation, that regularly conducts business in the State of Oklahoma.
5. The alleged collision occurred in Canadian County, State of Oklahoma.

FIRST CAUSE OF ACTION: NEGLIGENCE

6. That on or about December 1, 2017, at or near the intersection of West Reno Avenue and South Morgan Road, City of Oklahoma City, Canadian County, State of Oklahoma, Defendant,



Ibrahim Mamo, negligently and carelessly operated a semi-tractor and trailer owned by Defendant, Swift, causing a collision with the vehicle operated by Plaintiff, John Calvin Beasley.

7. That as a direct and proximate result of the negligence of the Defendant, Ibrahim Mamo, the Plaintiff, John Calvin Beasley, has sustained serious and permanent bodily injuries; has incurred and will incur future medical expenses; has incurred and will occur future loss of wages and loss of earning capacity; has suffered tremendous physical and mental pain and suffering; and has incurred property damages all in an amount in excess of \$75,000.00.

**SECOND CAUSE OF ACTION: RESPONDEAT SUPERIOR/VICARIOUS LIABILITY**

For his second claim, Plaintiff re-alleges and incorporates by reference the foregoing paragraphs and states:

8. At all relevant times mentioned, Defendant, Ibrahim Mamo, was an employee, joint venture and/or agent of Defendant, Swift, and was acting within the course and scope of his employment and/or on behalf of Defendant, Swift.

7. That Defendant, Swift, is a corporation which regularly transacts business in the State of Oklahoma.

8. That Defendant, Swift, is responsible for the negligent actions of Defendant, Ibrahim Mamo, during the scope of his employment.

9. That as a direct and proximate result of the negligence of the Defendants, the Plaintiff, John Calvin Beasley, has sustained serious and permanent bodily injuries; has incurred and will incur future medical expenses; has incurred and will occur future loss of wages and loss of earning capacity; has suffered tremendous physical and mental pain and suffering; and has incurred property damages all in an amount in excess of \$75,000.00.

**THIRD CAUSE OF ACTION: DIRECT ACTION AGAINST MOTOR CARRIER INSURER**

For his third claim, Plaintiff re-alleges and incorporates by reference the foregoing paragraphs and states:

9. At all times relevant hereto the Defendant, Ibrahim Mamo, was operating a commercial motor vehicle covered by a commercial liability insurance policy written by the Defendant, Mohave Transportation Insurance Company.
10. That a direct action against Defendant, Mohave Transportation Insurance Company, is authorized under Oklahoma law pursuant to 47 O.S. §230.30.
11. That Defendant, Mohave Transportation Insurance Company, is liable for the negligent actions of Defendants.
12. That as a direct and proximate result of the negligence of the Defendants, the Plaintiff, John Calvin Beasley, has sustained serious and permanent bodily injuries; has incurred, and will incur future medical expenses; has incurred and will occur future loss of wages and loss of earning capacity; has suffered tremendous physical and mental pain and suffering; and has incurred property damages all in an amount in excess of \$75,000.00.

**FOURTH CAUSE OF ACTION: PUNITIVE DAMAGES**

For his fourth claim, Plaintiff re-alleges and incorporates by reference the foregoing paragraphs and states:

13. Due to Defendants' reckless disregard for the rights of others and their gross negligence, Plaintiff is entitled to punitive damages.

WHEREFORE, Plaintiff, John Calvin Beasley, prays for judgment against the Defendants, Swift Transportation Co. of Arizona, Inc., Ibrahim Mamo, and Mohave Transportation Insurance

Company, in an amount in excess of \$75,000.00, plus interest set at the statutory level, for costs of this action, and for any such other and further relief that this Court may deem just and proper.

FOSHEE & YAFFE



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**ATTORNEY'S LIEN CLAIMED**